

MINUTE ITEM

7/24/75
EPW

8. RIGHT OF WAY FOR INDEFINITE TERM, TIDE AND SUBMERGED LAND IN THE MOKELUMNE RIVER, SAN JOAQUIN AND SACRAMENTO COUNTIES; GENERAL TELEPHONE COMPANY OF CALIFORNIA - W 20882, PRC 5023.

After consideration of Calendar Item 6 attached, and upon motion duly made and carried, the following resolution was adopted:

THE COMMISSION:

1. DETERMINES THAT AN ENVIRONMENTAL IMPACT REPORT HAS NOT BEEN PREPARED FOR THIS PROJECT BUT THAT A NEGATIVE DECLARATION HAS BEEN PREPARED BY THE DIVISION.
2. CERTIFIES THAT THE NEGATIVE DECLARATION (ND EIR #177) HAS BEEN COMPLETED IN COMPLIANCE WITH THE CALIFORNIA ENVIRONMENTAL QUALITY ACT OF 1970, AS AMENDED, AND THE STATE GUIDELINES AND THAT THE COMMISSION HAS REVIEWED AND CONSIDERED THE INFORMATION CONTAINED THEREIN.
3. DETERMINES THAT THE PROJECT WILL NOT HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT.
4. AUTHORIZES THE ISSUANCE TO GENERAL TELEPHONE COMPANY OF CALIFORNIA OF A RIGHT OF WAY FOR AN INDEFINITE TERM FROM AUGUST 1, 1975, PURSUANT TO PROVISIONS OF SECTION 7901, DIVISION 4, PUBLIC UTILITIES CODE; FOR THE INSTALLATION AND MAINTENANCE OF SUBMARINE TELEPHONE CABLES ON THE LAND DESCRIBED IN EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment:
Calendar Item 6 (3 pages)

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S 4, 13

CALENDAR ITEM

6.

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RIGHT OF WAY

APPLICANT: General Telephone Company of California
P. O. Box 176
Courtland, California 95615

AREA, TYPE LAND AND LOCATION:
An 0.034-acre parcel of tide and submerged land
in the Mokelumne River approximately 1,400
feet north of State Highway 12 in San Joaquin
and Sacramento Counties.

LAND USE: Installation and maintenance of submarine
telephone cables.

TERMS OF PROPOSED LEASE:
Initial period: Indefinite term, from August 1,
1975.

CONSIDERATION: Exempt by law, pursuant to Public Utilities
Code, Division 4, Section 7901.

PREREQUISITE TERMS, FEES AND EXPENSES:
Applicant is permittee of upland owner.

Filing fee and environmental costs received.

STATUTORY AND OTHER REFERENCES:

- a. Public Resources Code: Div. 6, Parts 1 & 2.
- b. Administrative Code: Title 2, Div. 3,
Arts. 1, 2 & 10.
- c. Public Utilities Code: Div. 4, Section 7901.

OTHER PERTINENT INFORMATION:

1. The annual rental value of the site is
estimated to be \$25.
2. Approximately 1,100 feet of submarine
telephone cable will be installed across
the Mokelumne River from Andrus Island to
Bouldin Island, approximately 1,400 feet
north of State Highway 12. The purpose
of the project is to provide facilities
required for telephone service orders now
on file and all future service require-
ments on Bouldin Island.

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CALENDAR ITEM NO. 6. (CONTD)

3. This project is situated on State land identified as environmentally significant, pursuant to Public Resources Code 6370.1, and is classified in a significant use category.

The Division conducted an initial study and contacted responsible State agencies and environmental experts. The project is determined to be a compatible use consistent with identified significant environmental values. A Negative Declaration was prepared by the Division pursuant to CEQA, as amended, and implementing regulations, and filed May 20, 1975, with the State Clearinghouse (No. 75060239) with the review period ending July 2, 1975.

EXHIBITS: A. Land Description. B. Location Map.

IT IS RECOMMENDED THAT THE COMMISSION:

1. DETERMINE THAT AN ENVIRONMENTAL IMPACT REPORT HAS NOT BEEN PREPARED FOR THIS PROJECT BUT THAT A NEGATIVE DECLARATION HAS BEEN PREPARED BY THE DIVISION.
2. CERTIFY THAT THE NEGATIVE DECLARATION (ND EIR #177) HAS BEEN COMPLETED IN COMPLIANCE WITH THE CALIFORNIA ENVIRONMENTAL QUALITY ACT OF 1970, AS AMENDED, AND THE STATE GUIDELINES AND THAT THE COMMISSION HAS REVIEWED AND CONSIDERED THE INFORMATION CONTAINED THEREIN.
3. DETERMINE THAT THE PROJECT WILL NOT HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT.
4. AUTHORIZE THE ISSUANCE TO GENERAL TELEPHONE COMPANY OF CALIFORNIA OF A RIGHT OF WAY FOR AN INDEFINITE TERM FROM AUGUST 1, 1975, PURSUANT TO PROVISIONS OF SECTION 7901, DIVISION 4, PUBLIC UTILITIES CODE; FOR THE INSTALLATION AND MAINTENANCE OF SUBMARINE TELEPHONE CABLES ON THE LAND DESCRIBED IN EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment: Exhibit "A"

EXHIBIT "A"

W 20882

A 2 foot wide strip of tide and submerged land in the bed of the Mokelumne River lying within Sacramento and San Joaquin Counties, State of California, the centerline of said strip being more particularly described as follows:

COMMENCING at the most easterly corner of that certain parcel of land described in the deed recorded in Book 4237, page 462, Official Records of Sacramento County; thence S 29° 00' 44" W, 13.50 feet; thence N 89° 48' 05" E, 8.66 feet; thence N 82° 12' 27" E, 110.92 feet to the TRUE POINT OF BEGINNING; thence S 57° 59' 03" E, 730.09 feet to the end of the herein described centerline.

EXCEPTING THEREFROM any portion lying landward of the ordinary high water mark.

END OF DESCRIPTION